

"A joint resolution making an appropriation of four thousand five hundred dollars, to be used in repairing the Governor's mansion and supplying necessities and conveniences connected therewith," which joint resolution is returned herewith.

PFEUFFER, Chairman.

Joint resolution making an appropriation of four thousand five hundred dollars, to be used in repairing and furnishing the Governor's mansion.

SECTION 1. *Be it enacted by the Legislature of the State of Texas,* That the sum of four thousand five hundred dollars, or so much thereof as may be necessary, out of any money in the treasury not otherwise appropriated, is hereby appropriated to be expended, under direction and control of the Governor, for repairing and furnishing the Governor's mansion and grounds.

SEC. 2. That this resolution take effect and be in force from and after its passage. Whereas, the Governor's mansion is now in a condition not fitted for comfortable occupancy, which creates an imperative public necessity that the constitutional rule be suspended and this act take effect from and after its passage.

Read first time.

Senator Jones moved to suspend the regular order of business to take up the report and resolution just read. Report adopted, and resolution taken up.

On motion of Senator Houston, the rules were suspended to put the resolution on its second reading. Adopted by the following vote:

YEAS—28.

Buchanan,	Gooch,	Matlock,
Chesley,	Harris,	Patton,
Collins,	Houston,	Peacock,
Davis,	Johnson of Collin,	Pfeuffer,
Evans,	Johnston of Shelby,	Pope,
Farrar,	Jones,	Randolph,
Fleming,	King,	Shannon,
Fowler,	Kleberg,	Terrell,
Getzendaner,	Martin,	Traylor.
Gibbs,		

NAYS—none.

Joint resolution read second time.

Senator Houston offered the following amendment: Strike out the first two lines of section 2, and insert after the word "necessity" the words "and emergency which require." Adopted, and resolution ordered engrossed.

On motion of Senator Houston, rules were further suspended and bill placed on upon its third reading.

Adopted, and rules suspended by the following vote:

YEAS—25.

Buchanan,	Gooch,	Matlock,
Chesley,	Harris,	Patton,
Collins,	Houston,	Peacock,
Davis,	Johnson of Collin,	Pfeuffer,
Evans,	Johnston of Shelby,	Randolph,
Farrar,	Jones,	Shannon,
Fleming,	King,	Terrell,
Fowler,	Kleberg,	Traylor.
Getzendaner,	Martin,	

NAYS—none.

Resolution read third time and passed by the following vote:

YEAS—24.

Buchanan,	Getzendaner,	Martin,
Chesley,	Gooch,	Matlock,
Collins,	Harris,	Patton,
Davis,	Houston,	Peacock,
Evans,	Johnson of Collin,	Pfeuffer,
Farrar,	Johnston of Shelby,	Pope,
Fleming,	King,	Randolph,
Fowler,	Kleberg,	Traylor.

NAYS—none.

Senate bill No. 56, "An act to amend article 1083 of the Code of Criminal Procedure," was taken up, read third time and passed.

Senate bill No 58, "An act to amend article 4000 of the Revised Statutes," was taken up, read third time and passed by the following vote:

YEAS—25.

Buchanan,	Gooch,	Matlock,
Collins,	Harris,	Peacock,
Davis,	Houston,	Pfeuffer,
Evans,	Johnson of Collin,	Pope,
Farrar,	Johnston of Shelby,	Randolph,
Fleming,	Jones,	Shannon,
Fowler,	King,	Terrell,
Getzendaner,	Martin,	Traylor.
Gibbs,		

NAYS—none.

Senate bill No. 60, "An act to amend article 4574, of chapter 3, title 93, of the Revised Statutes of the State of Texas," was taken up, read third time and passed.

Senate bill No. 61, "An act to restore to and confer upon the county court of Parker county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State, and to conform the jurisdiction of the district court of said county to such change," was taken up, read third time and passed.

Senate bill No. 81, "An act to prevent certain county officers, their deputies and employes from purchasing property at tax sales," was taken up, read third time and passed.

House concurrent resolution No. 4, authorizing the Penitentiary Committee to appoint a sub-committee of three, was read and adopted.

Senate bill No. 1 was taken up and postponed in consequence of substitute not being found.

Senate bill No. 5, "An act amending article 186 of the Penal Code," was taken up on second reading, and read second time with report.

Senator Gibbs offered a substitute.

(The President pro tem in the chair.)

Senator Davis offered the following amendment: "Or if any person shall hunt with firearms on Sunday he shall be guilty of a misdemeanor, and upon conviction shall be punished by fine of not less than ten nor more than twenty-five dollars."

Senator Patton moved to amend the pending amendment by inserting after the word "Sunday" the words "upon the premises of another without his consent." Accepted by Senator Davis, and amendment, as amended, adopted.

Senator Martin offered the following amendment: Amend by striking out the word "between" and insert "after" in line 6, and by striking out the words "and from 4 o'clock p. m." in line 7.

Senator Harris moved the previous question.

On motion of Senator Jones, Senate adjourned till tomorrow morning at 10 o'clock.

SIXTEENTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, January 27, 1883. }

The Senate met pursuant to adjournment.

Lieutenant-Governor Martin in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Pope, the reading of the journal of yesterday was dispensed with, and same adopted.

Senator Cooper presented a petition of attorneys of Tyler county, asking amendment of article 1052 of Code of Criminal Procedure. Referred to Judiciary Committee No. 2.

Senator Traylor presented a petition of the bar of Hood county, asking for an amendment to article 1052 of the Code of Criminal Procedure, regulating the duties and fees

of district and county attorneys. Referred to Judiciary Committee No. 2.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 84, entitled "An act to amend article 478 of the Revised Statutes and to enact articles 478a, 478b, 478c, 478d, and 478e, of Revised Statutes," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass. The bill is made necessary by the present defective provisions of the statute as shown in Bryant vs. City of McKinney, decided by our Supreme Court. The object of the bill is to provide a rule for ascertaining damages when property is taken in a city or town for widening, opening, or altering streets, avenues, or alleys.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 92, entitled "An act to require the collection and payment of all taxes levied by the several counties in this State to be made in money," have carefully examined the same, and instruct me to report the same back, with the accompanying substitute, with the recommendation that the substitute do pass.

TERRELL, Chairman.

Bill read first time.

Senator Davis, chairman of the Committee on Education, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred Senate bill No. 68, entitled "An act to amend articles 3707 and 3733, of the Revised Statutes," have had the same under consideration, and the majority of the committee instruct me to report it back and recommend that it do pass, with the accompanying amendment.

DAVIS, Chairman.

COMMITTEE AMENDMENT.

Strike out "six years," wherever it occurs in the bill, and insert "eight years."

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred Senate petition No. 13, indorsed "Memorial of Lewis Eilers, asking for an appropriation or provision for the payment of certain school vouchers and claims accompanying this memorial," have had the same under consideration, and a majority of the committee instruct me to report it back with a recommendation that it be referred to the Committee on Claims and Accounts.

DAVIS, Chairman.

Senator Evans, for Judiciary Committee No. 2, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 99, "An act entitled an act to amend article 3228, title 33, of the Revised Statutes, and add thereto article 3228a," have had the same under consideration, and a majority of said committee instruct me to report the same back with the following amendment, and recommend that the same do pass.

EVANS, for Committee.

Amendment: Strike out all of article 3228a.

Bill read first time with amendment.

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 100, entitled "An act to amend articles 378 and 379, of chapter 6, title 10, of the Penal Code, and to add thereto articles 379a, 379b, 379c and 379d," have had the same under advisement, and in-

struct me to report the same back with the following amendment, and recommend that it do pass.

EVANS, for Committee.

AMENDMENT.

Strike out all of article 379a, and by striking out that portion of the bill which gives one half the fine imposed to the person who shall voluntarily give information of the offense.

Bill read first time with amendment.

A message was received from the House, announcing the passage by that body of concurrent resolution, providing for the appointment of a committee to visit the Alamo and Goliad.

Senator Getzendaner, chairman of Committee on Counties and County Boundaries, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Counties and County Boundaries, to which was referred Senate bill No. 47, a bill to be entitled "An act providing for running and marking the boundary lines of all unorganized counties now existing in the State of Texas," have had the same under consideration, and I am instructed by a majority of the committee to report the accompanying as a substitute for said bill, and to recommend that the substitute do pass.

GETZENDANER, Chairman.

Bill read first time with substitute of committee.

Senator Matlock, chairman of Committee on Public Lands, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Public Lands, to whom was referred Senate bill No. 45, a bill entitled "An act to give to each of the unorganized counties in this State a county surveyor," have had the same under consideration, and I am instructed by the committee to report the same back with the recommendation that it do not pass, for the reason that they do not believe that surveyors' offices can be, under the provisions of the bill, established and maintained that will be of any real advantage to either the surveyor, the people or the State.

MATLOCK, Chairman.

Bill read first time with unfavorable report.

Senator Gooch, chairman of Judiciary Committee No. 2, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate petition No. 14, the same being a memorial from the San Marcos bar, proposing amendments to article 1052, Code of Criminal Procedure, have had the same under consideration, and I am instructed by a majority of the committee to recommend that no action be taken by the Senate upon the same, because it is not deemed wise public policy to diminish the salaries of district attorneys by giving a portion of same to county attorneys.

GOOCH, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 152, entitled "An act to amend chapter 4, title 12, of the Penal Code, by adding thereto articles 403a, 403b, and 403c," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass. Its object is to provide penalties to enforce quarantine laws and regulations.

GOOCH, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 151, entitled "An act to amend chapter 2, title 8, of the Penal Code, by adding thereto article 1980," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass. Its object is to provide adequate

penalties, to secure the enforcement of quarantine laws and regulations.

GOOCH, Chairman.

Bill read first time.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

The majority of your Judiciary Committee No. 1, to whom was referred Senate bill No. 123, entitled "An act to amend article 2392, chapter 3, title 42, of the Revised Civil Statutes of the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

The majority of your Judiciary Committee No. 1, to whom was referred Senate bill No. 116, entitled "An act to amend article 3182, chapter 4, title 61, Revised Civil Statutes of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the following amendment: In line 19, strike out the words "them or their," and insert in lieu thereof the words "such property or its."

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

The majority of your Judiciary Committee No. 1, to whom was referred Senate bill No. 63, entitled "An act to prescribe a mode for designating a homestead," have carefully examined the same, and a majority of said committee instruct me to report the same back with the recommendation that it do not pass.

TERRELL, Chairman.

Bill read first time.

Senator Patton, for Judiciary Committee No. 2, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin President of the Senate:

Your Judiciary Committee No. 2 have duly considered Senate bill No. 11, "An act entitled 'an act to amend article 714 of the Code of Criminal Procedure.'" The bill seeks to amend article 714 by repealing sections 5, 6, 7, 8 and 9.

The Court of Appeals have decided in an elaborate opinion, delivered in case of Huntsman v. State, in 12 Court of Appeals, that section 6 is unconstitutional, and a majority of your committee think that section 8 is likewise unconstitutional, yet they hold that the three remaining sections, viz., 5, 7 and 9, are not obnoxious to the same objections, for the reason that the constituent elements of the minor offenses (in each of these sections), declared to be embraced in the larger ones, are in no way inconsistent with the larger offenses.

Your committee further find that the offense denominated "wounding," in section 3, is not an offense defined by our Penal Code. They therefore recommend a substitute for the bill amending the several sections of article 714, as indicated, which substitute is herewith presented, and that the bill, as substituted, do pass.

PATTON, for Committee.

Bill read first time with substitute.

Senator Patton, chairman of Committee on State Affairs, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs, to whom was referred Senate bill No. 157, entitled "An act to amend articles 423, 424, 425, 426, 427, 428, 429, and 430, and to create article 420½, and to repeal article 430, of chapter 5, title 13, of the Penal Code of the Revised Statutes, for the protection of fish and game, approved March 15, 1881, so as to exclude Walker county from the exemptions of said section," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

PATTON, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs, to whom was referred Senate bill No. 32, entitled "An act to be entitled 'an act to provide annual pensions for the surviving soldiers and sailors of the Texas revolution, and the surviving signers of the declaration of independence, and the surviving widows of such soldiers, sailors and signers,' have carefully examined the same, and instruct me to report the same back with the recommendation that it be amended as follows, to-wit: That in section No. 5, the words "exclusive of the homestead," be stricken out in the two places where they occur, and in section No. 8, the words "and it is so enacted," be added to the emergency clause; and that so amended it do pass.

PATTON, Chairman

Bill read first time.

Senator Peacock, for Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 29, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 69, entitled "An act to amend section 1, article 3602, chapter 10, title 71, of the Revised Civil Statutes, as amended by an act approved May 4, A. D. 1882," have carefully examined the same, and a majority of the same instruct me to report the same with the recommendation that the same do pass.

The bill provides that a person convicted of a misdemeanor shall, when hired out by the county judge, remain in the county in which he was convicted, and limits the time for which he may be required to labor to one year, fixes the minimum price of his labor at \$7.50 per month, and further provides that no one can avail himself of the benefits of the provisions of the act until he has made affidavit that he is unable to pay the fine and costs adjudged against him.

The law for the enforcement of penalties imposed in misdemeanor cases, as it now stands, being a farce.

PEACOCK, for committee.

Bill read first time.

Senator Houston introduced a bill entitled "An act to regulate the compensation of sheriffs and constables for conveying attached witnesses in felony cases." Referred to Judiciary Committee No. 2.

Senator Evans introduced a bill entitled "An act to amend article 1780, title 36, of an act entitled 'an act to adopt and establish the Revised Civil Statutes of the State of Texas.'" Referred to Judiciary Committee No. 1.

Senator Traylor introduced a bill to amend article 4572 of the Revised Civil Statutes, and to provide the manner of proving estrays. Referred to Committee on Stock and Stockraising.

Senator Fleming, by unanimous consent, presented a petition of citizens of Brown county, asking for the passage of an act increasing the punishment of fence breaking. Referred to Judiciary Committee No. 2.

Senator Buchanan, by unanimous consent, presented a petition of attorneys and citizens of Raines county, relating to duties and fees of district and county attorneys. Referred to Judiciary Committee No. 2.

Senator Martin moved to excuse Senator Gibbs for the day. Adopted.

Senator Matlock introduced a bill entitled "An act to amend article 684, chapter 2, title 17, of the Penal Code, passed February 21, 1879." Referred to Judiciary Committee No. 2.

The following message was received from the Governor, and read by the Secretary:

EXECUTIVE OFFICE, }
AUSTIN, January 27, 1883. }

To the Senate:

I respectfully ask your consent to the appointment of H. P. Brewster, to be Commissioner of Statistics and History.

Respectfully, JNO. IRELAND, Governor.

Senator Houston moved that the Senate go into executive session on Monday next, to consider the messages sent by the Governor to-day and previously. Adopted.

Senate bill No. 5, "An act to amend article 186 of the Penal Code," was taken up as unfinished business of yesterday, the amendment of Senator Martin to the substitute of Senator Gibbs pending.

Senator Martin's amendment was lost by the following vote:

YEAS—5.		
Evans,	Harris,	Martin.
Getzendaner,	Johnson of Collin,	
NAYS—22.		
Chesley,	Johnston of Shelby,	Pfeuffer,
Collins,	Jones,	Pope,
Cooper,	King,	Randolph,
Davis,	Kleberg,	Shannon,
Fleming,	Matlock,	Stratton,
Fowler,	Patton,	Terrell,
Gooch,	Peacock,	Traylor.
Houston,		

Senator Martin offered the following amendment: Amend by striking out the words "incorporated," and insert in lieu thereof "incorporated cities of one thousand."

Senator Davis moved to amend amendment as follows: Amend by adding after "cities or towns," the words "villages or cross-roads." Lost.

Senator Stratton offered the following amendment to amendment: Add the following: "Provided, that the county commissioners' court may have the same power as incorporated cities in counties where there is no incorporated city or town." Lost, and Senator Martin's amendment lost by the following vote:

YEAS—3.		
Davis,	Martin,	Traylor.
NAYS—26.		
Buchanan,	Gooch,	Patton,
Chesley,	Harris,	Peacock,
Collins,	Houston,	Pfeuffer,
Cooper,	Johnson of Collin,	Pope,
Evans,	Johnston of Shelby,	Randolph,
Farrar,	Jones,	Shannon,
Fleming,	King,	Stratton,
Fowler,	Kleberg,	Terrell.
Getzendaner,	Matlock,	

Senator Terrell offered the following amendment to the substitute: Amend by adding after "newspapers" the words "shrouds for the dead, provisions for the hungry, and medicines for the sick."

Senator Davis offered the following amendment to the pending amendment: Amend by adding after "drugs" "and medicated bitters." Lost.

Senator Terrell's amendment was lost.

Senator Gibbs' substitute was lost by the following vote:

YEAS—7.		
Buchanan,	Johnston of Shelby,	Pfeuffer,
Collins,	Matlock,	Traylor.
Gooch,		
NAYS—22.		
Chesley,	Harris,	Patton.
Cooper,	Houston,	Peacock,
Davis,	Johnson of Collin,	Pope,
Evans,	Jones,	Randolph,
Farrar,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell.
Getzendaner,		

Senator Pope offered the following amendment to the bill: "And provided, that sales of necessities and refreshments may be made to persons traveling in this State at any hour during the day."

Senator Patton moved the previous question on the bill and amendment. Motion seconded and main question ordered.

Amendment adopted by the following vote:

YEAS—17.		
Buchanan,	Harris,	Pfeuffer,
Chesley,	Houston,	Pope,
Collins,	Johnston of Shelby,	Randolph,
Fowler,	Jones,	Shannon,
Fleming,	Kleberg,	Terrell.
Gooch,	Patton,	
NAYS—12.		
Cooper,	Getzendaner,	Matlock,
Davis,	Johnson of Collin,	Peacock,
Evans,	King,	Traylor.
Farrar,	Martin,	

Bill ordered engrossed by the following vote:

YEAS—16.		
Chesley,	Jones,	Pope,
Collins,	King,	Randolph,
Davis,	Kleberg,	Shannon,
Fowler,	Patton,	Stratton,
Houston,	Peacock,	Terrell.
Johnson of Collin,	Pfeuffer,	
NAYS—13.		
Buchanan,	Fleming,	Johnston of Shelby,
Cooper,	Getzendaner,	Martin,
Evans,	Gooch,	Matlock,
Farrar,	Harris,	Traylor.

Senator Patton, chairman of the Committee on State Affairs, by unanimous consent, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 25, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs, to whom was referred Senate petition No. 15, being a petition from the citizens of Waller county with reference to the game law, having carefully examined the same, have in compliance with requests in said petition, reported Senate bill No. 157, with the recommendation that it do pass, said Senate bill fully covering the grounds of said petition.

PATTON, Chairman.

Bill read first time.

Senator Gooch introduced a bill to be entitled "An act to amend the law relating to public free schools, so as to authorize children living outside of an incorporated city or town, which may be an independent school district, to be entered in such city schools, and receive the benefits of their proportion of the State school fund." Referred to the Committee on Education.

Senator Shannon introduced a bill to be entitled "An act to prevent the obstruction of public roads or streets by railroads." Referred to the Committee on Internal Improvements.

Senate bill No. 140, entitled "An act to amend article 1135, chapter 1, title 28, of the Revised Civil Statutes," was taken up as regular business on the President's table, read third time and passed.

Senate bill No. 21, entitled "An act to amend article 1107, of the Revised Statutes of the State of Texas, and to add thereto articles 1107a, 1107b, 1107c, and 1107d," with substitute, was taken up and read second time.

On motion of Senator Matlock the bill was ordered to lie on the table until Senate bill No. 120 was disposed of.

Said bill No. 120, entitled "An act to provide for the payment of the expenses of attached witnesses in felony cases," was then taken up and read second time.

Senator Fleming moved to suspend the regular order of business so as to offer a resolution. Adopted.

When he offered the following:

Be it resolved by the Senate, That the Comptroller of Public Accounts be, and he is hereby requested to furnish this body, as soon as practicable, the amount paid annually to sheriffs under the provisions of sub-division 6, article 1054, chapter 2, of the Code of Criminal Procedure.

Adopted.

Senator Patton moved to postpone the bill and make it the special order for Monday morning next, and from day to day thereafter till disposed of.

On motion of Senator Houston, the Senate adjourned until Monday morning at 10 o'clock.

SEVENTEENTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, January 29, 1883. }

The Senate met pursuant to adjournment. Lieutenant-Governor Martin in the chair.

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Peacock, the reading of the journal of yesterday was dispensed with, and the same adopted.

On motion of Senator Pfeuffer, the Sergeant-at-Arms was excused to-day and to-morrow, on account of sickness.

On motion of Senator Martin, Senator Farrar was excused for the day, on account of important business.

Senator Traylor presented a petition of citizens of Thorp's Springs, asking for the submission of a constitutional amendment prohibiting the sale of intoxicating liquors in the State. Referred to Committee on Constitutional Amendments.

Senator Buchanan presented a petition of citizens of Troupe, Texas, asking the Legislature of the State to submit an amendment to the Constitution, prohibiting the importation, manufacture and sale of intoxicating liquors or medicated bitters into the State, except for medical or sacramental purposes. Referred to Committee on Constitutional Amendments.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 160, entitled "An act to enable commissioners' courts to declare the streets and alleys, highways and public grounds of unincorporated towns and villages to be public roads, and to abate nuisances in such towns and villages," have carefully examined the same, and instruct me to report it back with the recommendation that it do pass with the following amendments:

Strike out all of section 3, and conform the title to the change so made by striking out the words "and to authorize such courts to abate nuisances in such towns and villages."

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 142, entitled "An act to amend title 38, chapter 2, of the Revised Statutes of Texas, by adding thereto article 2232a," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

The object of the bill is to authorize one who has filed cross interrogatories to a witness, which have not been answered satisfactorily, to file additional cross interrogatories, and have them answered.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 134, entitled "An act to authorize Christian Jordan to sue the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the following amendment: In line five, section one (1), strike out the word "Galveston" and insert the word "Travis," so as to confer jurisdiction on Travis county.

TERRELL, Chairman.

Bill read first time with amendment.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 150, entitled "An act to amend article 1173, of chapter 4, title 28, of the Revised Statutes," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, for the reason that in the judgment of your committee it will result in increased economy in the administration of the law in county courts, without impairing their efficiency.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 148, entitled "An act to diminish the civil and criminal jurisdiction of the county courts of Atascosa, Live Oak and San Patricio counties, etc.," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Judiciary No. 1, to whom was referred Senate bill No. 171, entitled "An act to amend article 1780, title 36, of an act entitled 'an act to adopt and establish the Revised Civil Statutes of the State of Texas,' passed February 21, 1879," have carefully examined the same, and instruct me to report the same back with the recommendation that do pass. Its object is to more carefully protect the interest of the State in making sale of escheated property.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, January 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 133, entitled "An act to amend article 2946 of the Revised Statutes of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do lie on the table, for the reason that another bill covering the same ground has been reported from another committee.

TERRELL, Chairman.

Bill read first time.

Senator Davis, chairman of Committee on Education, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, January 29, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred Senate bill No. 14, entitled "An act to provide for the payment of certain debts of the State out of that half of the proceeds of sales of public lands not belonging to the common school fund," have had the same under consideration, and the majority of the committee instruct me to report back the accompanying substitute for said bill, and recommend that such substitute do pass.

DAVIS, Chairman.

Bill read first time with substitute.

COMMITTEE ROOM,
AUSTIN, January 29, 1883.

Hon. Marion Martin, President of the Senate:

The special committee to whom was referred Senate bill No. 41, entitled "An act for the payment of fees to county judges, justices of the peace, sheriffs, constables, district and county attorneys, for services rendered in examining courts in felony cases," have had the same under consideration, and the majority of the committee instruct me to report back the accompanying substitute for said bill, and recommend that such substitute do pass.

DAVIS, Chairman.

Bill read first time with substitute.

Senator Stratton, chairman of Committee on Public Health, submitted the following report: